

**MINUTES OF THE CITY-COUNTY COUNCIL
AND
SPECIAL SERVICE DISTRICT COUNCILS
OF
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS
MONDAY, APRIL 11, 2016**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, April 11, 2016, with Councillor Lewis presiding.

Councillor Ray introduced Pastor Henzy Green, who led the opening prayer. Councillor Ray then invited all present to join him in the Pledge of Allegiance to the Flag.

ROLL CALL

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

25 PRESENT: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 ABSENT:

A quorum of twenty-five members being present, the President called the meeting to order.

INTRODUCTION OF GUESTS AND VISITORS

Councillor McQuillen recognized Washington Township Board Member Mike Morgan. Councillor Adamson recognized Congressman Andre Carson. Councillor Clay recognized Dr. Wayne Moore, president of the Baptist Ministers Alliance, and other clergy in attendance, as well as Prince Hall Grand Lodge members and president Clyde B. Bailey. Councillor Mascari recognized Marion Girls Basketball team and head coach Katie Gearlds. Councillor Oliver recognized Center Township Constable Tony Duncan. Councillor Jackson recognized Warren Central High School wrestling team and Annette Johnson.

OFFICIAL COMMUNICATIONS

The President called for the reading of Official Communications. The Clerk read the following:

Journal of the City-County Council

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

Ladies And Gentlemen :

You are hereby notified the REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers, on Monday, April 11, 2016, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,
s/Maggie A. Lewis
President, City-County Council

March 21, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in the *Court & Commercial Record* and in the *Indianapolis Star* on Wednesday, March 23, 2016 a copy of a Notice of Public Hearing on Proposal No. 135, 2016, said hearing to be held on Monday, April 4, 2016, at 5:30 p.m. in Room 260 of the City-County Building and on Proposal Nos. 136 and 143, 2016, said hearing to be held on Monday, April 11, 2016 at 7:00 p.m. in the City-County Building.

Respectfully,
s/NaTrina DeBow
Clerk of the City-County Council

March 30, 2016

TO PRESIDENT LEWIS AND MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have approved with my signature and delivered this day to the Clerk of the City-County Council, NaTrina DeBow, the following ordinances:

GENERAL ORDINANCE NO. 6, 2016 – amends the Code regarding the office of audit and performance and the audit committee

GENERAL ORDINANCE NO. 7, 2016 – authorizes parking restrictions on the south side of Weghorst Street (District 21)

GENERAL ORDINANCE NO. 8, 2016 – authorizes intersection controls and parking restrictions on Arsenal Avenue between Washington and New York Streets (District 17)

GENERAL ORDINANCE NO. 9, 2016 – authorizes intersection controls at Alley 550E and Alley 525E in the Fletcher Place neighborhood (District 16)

GENERAL ORDINANCE NO. 10, 2016 – authorizes a speed limit reduction on Knox, Bacon, Perry and Martin Streets near Shelby Street and Troy Avenue (District 16)

SPECIAL RESOLUTION NO. 7, 2016 – recognizes the 60th Anniversary of Crispus Attucks High School's undefeated 1956 State Championship Basketball team and its induction into the Basketball Hall of Fame

SPECIAL RESOLUTION NO. 8, 2016 – recognizes the Tillman H. Harpole American Legion Auxiliary Unit 249

SPECIAL RESOLUTION NO. 9, 2016 – designates Grandview Drive, from 66th Street to 73rd Street, as the Bishop James Edison Tyson Memorial Way

s/Joseph H. Hogsett, Mayor

ADOPTION OF THE AGENDA

April 11, 2016

The President proposed the adoption of the agenda as distributed, and asked for consent to first move Proposal No. 156, 2016 as the first item of business on the agenda. Consent was given. Without objection, the agenda was adopted as amended.

APPROVAL OF THE JOURNAL

The President called for additions or corrections to the Journals of March 21, 2016. There being no additions or corrections, the minutes were approved as distributed.

PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 156, 2016. The proposal, sponsored by Councillors Lewis, Osili, Miller, Gray, Adamson and Robinson, endorses the naming of the Downtown Transit Center in honor of the late Congresswoman Julia M. Carson. Councillors Osili, Robinson, and Miller read the proposal and Congressman Andre Carson thanked the Council for this recognition on behalf of his grandmother. He stated that his grandmother was passionate about public transportation, and he is privileged to accept this honor on her behalf. Mike Terry, executive director, IndyGo, stated that Congresswoman Carson was a champion for public transportation and it is fitting to recognize her in this way. Councillor Osili moved, seconded by Councillor Miller, for adoption. Proposal No. 156, 2016 was adopted by a unanimous voice vote.

Proposal No. 156, 2016 was retitled SPECIAL RESOLUTION NO. 10, 2016, and reads as follows:

PROPOSAL NO. 162, 2016. The proposal, sponsored by Councillors Cordi, Jackson, Johnson and Ray, recognizes Warren Central High School Warriors Wrestling Team for their win as the 2016 IHSAA Wrestling State Finals Team Champions. Councillors Cordi, Jackson, Johnson and Ray read the proposal and presented representatives with copies of the document and Council pins. Coach Jim Tonte thanked the Council for the recognition. Councillor Cordi moved, seconded by Councillor Jackson, for adoption. Proposal No. 162, 2016 was adopted by a unanimous voice vote.

Proposal No. 162, 2016 was retitled SPECIAL RESOLUTION NO. 11, 2016, and reads as follows:

PROPOSAL NO. 163, 2016. The proposal, sponsored by Councillor Osili, recognizes Rebuilding Together Indianapolis and their partners from the Indiana Union Construction Industry for their commitment to neighborhood revitalization throughout Indianapolis. Councillor Osili read the proposal and presented representatives with copies of the document and Council pins. Representatives thanked the Council for the recognition. Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 163, 2016 was adopted by a unanimous voice vote.

Proposal No. 163, 2016 was retitled SPECIAL RESOLUTION NO. 12, 2016, and reads as follows:

PROPOSAL NO. 164, 2016. The proposal, sponsored by Councillor Gray, celebrates the 90th birthday of William J. Malone. Councillors Gray read the proposal and presented representatives with copies of the document and Council pins. Mr. Malone thanked the Council for the recognition. Councillor Gray moved, seconded by Councillor Osili, for adoption. Proposal No. 164, 2016 was adopted by a unanimous voice vote.

Proposal No. 164, 2016 was retitled SPECIAL RESOLUTION NO. 13, 2016, and reads as follows:

PROPOSAL NO. 165, 2016. The proposal, sponsored by Councillor Gray, recognizes the Marian University Football Knights on winning the 60th Annual NAIA Football Championship; the Marian University Cycling Knights on winning the 2016 USA Cycling Collegiate Cyclocross National Championship and the USA Cycling Collegiate BMX National Championship; and the Marian University Women's Basketball Knights on winning the 25th Annual Division II Women's Basketball National Championship. Councillor Gray read the proposal and presented representatives with copies of the document and Council pins. Katie Gearlds, Women's Basketball head coach, thanked the Council for the recognition. Councillor Gray moved, seconded by Councillor Osili, for adoption. Proposal No. 165, 2016 was adopted by a unanimous voice vote.

Proposal No. 165, 2016 was retitled SPECIAL RESOLUTION NO. 14, 2016, and reads as follows:

Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal Nos. 34, 98, 121 and 134, 2016 on April 4, 2016. He asked for consent to first hear Proposal No. 34, 2016 and then vote on Proposal Nos. 98, 121 and 134, 2016 together. Consent was given.

PROPOSAL NO. 34, 2016. The proposal, sponsored by Councillors Lewis and Osili, renominates Zach Little for appointment to the Beech Grove Economic Development Commission. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Osili moved, seconded by Councillor Miller, to strike. Proposal No. 34, 2016 was stricken by a unanimous voice vote.

PROPOSAL NO. 98, 2016. The proposal, sponsored by Councillors Lewis and Osili, reappoints Kenneth Allen to the Board of Code Enforcement. PROPOSAL NO. 121, 2016. The proposal, sponsored by Councillors Lewis, Osili and Pfisterer, re-nominates Diane Masariu Carter to the Speedway Economic Development Commission. PROPOSAL NO. 134, 2016. The proposal, sponsored by Councillor Lewis, appoints Anne Lear to the Indianapolis Historic Preservation Commission. By 6-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Osili moved, seconded by Councillor Pfisterer, for adoption. Proposal Nos. 98, 121 and 134, 2016 were adopted on the following roll call vote; viz:

25 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 NAYS:

April 11, 2016

Proposal No. 98, 2016 was retitled COUNCIL RESOLUTION NO. 63, 2016, and reads as follows:

Proposal No. 121, 2016 was retitled COUNCIL RESOLUTION NO. 64, 2016, and reads as follows:

Proposal No. 134, 2016 was retitled COUNCIL RESOLUTION NO. 65, 2016, and reads as follows:

Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 50, 110, 138, 139, 141 and 142, 2016 on March 23, 2016. He asked for consent to vote on these proposals together. Consent was given.

PROPOSAL NO. 50, 2016. The proposal, sponsored by Councillors Lewis and Robinson, reappoints Michael Medler to the Domestic Violence Fatality Review Team. PROPOSAL NO. 110, 2016. The proposal, sponsored by Councillors Lewis and Robinson, reappoints Logan Harrison to the Marion County Public Defender Board. PROPOSAL NO. 138, 2016. The proposal, sponsored by Councillors Robinson and Lewis, reconfirms the Marion County Public Defender Board's nomination of Robert J. Hill as the Chief Marion County Public Defender. PROPOSAL NO. 139, 2016. The proposal, sponsored by Councillors Robinson and Lewis, appoints Alphonso Atkins, Jr. to the Citizens Police Complaint Board. PROPOSAL NO. 141, 2016. The proposal, sponsored by Councillors Robinson and Lewis, appoints Greg Simmons to the Citizens Police Complaint Board. PROPOSAL NO. 142, 2016. The proposal, sponsored by Councillor Robinson, appoints Mark Webster to the Board of Public Safety. By 10-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Robinson moved, seconded by Councillor Simpson, for adoption. Proposal Nos. 50, 110, 138, 139, 141 and 142, 2016 were adopted on the following roll call vote; viz:

25 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 NAYS:

Proposal No. 50, 2016 was retitled COUNCIL RESOLUTION NO. 66, 2016, and reads as follows:

Proposal No. 110, 2016 was retitled COUNCIL RESOLUTION NO. 67, 2016, and reads as follows:

Proposal No. 138, 2016 was retitled COUNCIL RESOLUTION NO. 68, 2016, and reads as follows:

Proposal No. 139, 2016 was retitled COUNCIL RESOLUTION NO. 69, 2016, and reads as follows:

Proposal No. 141, 2016 was retitled COUNCIL RESOLUTION NO. 70, 2016, and reads as follows:

Proposal No. 142, 2016 was retitled COUNCIL RESOLUTION NO. 71, 2016, and reads as follows:

PROPOSAL NO. 120, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 120 ,2016 on March 29, 2016. The proposal, sponsored by Councillors Lewis, Simpson and Gray, reappoints Barbara Howard to the Alcoholic Beverage Board of Marion County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Johnson moved, seconded by Councillor Adamson, for adoption. Proposal No. 120, 2016 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 NAYS:

Proposal No. 120, 2016 was retitled COUNCIL RESOLUTION NO. 72, 2016, and reads as follows:

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 155, 2016. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which requests the Metropolitan Development Commission to rename the 100 block of East St. Joseph Street as "Amos Brown Way""; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 157, 2016. Introduced by Councillor Robinson. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which approves an additional appropriation of \$275,000 in the 2016 Budget of the Marion County Public Defender Agency (County General Fund) to cover expenses associated with the Richmond Hill explosion case and other capital cases, offset by a reimbursement from the Indiana Public Defender Commission"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 158, 2016. Introduced by Councillors Freeman, Sandlin, McHenry, McQuillen, Coats and Holliday. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which amends the Code to add a provision requiring firing ranges maintained by IMPD to be made available for use by the public"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 159, 2016. Introduced by Councillor Osili. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which authorizes the removal of the bus stop at Alabama and Ohio Streets to allow for additional metered parking (District 11)"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 160, 2016. Introduced by Councillors Lewis, Adamson, Osili, Robinson and Ray. The Clerk read the proposal entitled: "A Proposal for a General Ordinance which establishes responsible bidding practices and submission requirements on public works projects"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 161, 2016. Introduced by Councillors Lewis, Adamson, Osili, Robinson, Ray and Evans. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which urges municipal corporations to adopt responsible bidding practices and submission requirements on public works projects"; and the President referred it to the Rules and Public Policy Committee.

PROPOSAL NO. 168, 2016. Introduced by Councillor Adamson. The Clerk read the proposal entitled: "A Proposal for a Special Resolution which designates the alleyway west of Allegheny Street, from Michigan Street to Lockerbie Street, as the Spurr Memorial Way"; and the President referred it to the Metropolitan and Economic Development Committee.

PROPOSAL NO. 169, 2016. Introduced by Councillors Lewis, Robinson, Evans, Mascari and Miller. The Clerk read the proposal entitled: "A Proposal for a Fiscal Ordinance which appropriates \$50,000 in the 2016 Budget of the Department of Public Safety, Indianapolis Metropolitan Police Department (IMPD General Fund) for recruiting efforts"; and the President referred it to the Public Safety and Criminal Justice Committee.

SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 154, 2016. Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 154, 2016 on April 4, 2016. The proposal, sponsored by Councillor Lewis, amends portion of the Code regarding the Flood Control Secondary Zoning District to adopt new flood control district maps as provided by FEMA and amends the regulations regarding development within the flood control districts.

Councillor Miller said that he supports moving these maps forward, and after some discussion, he understands that every property owner affected received notice well over a year ago. Also, he understands there have been several public meetings and they theoretically should not be surprised by this action. However, once this is passed, they will have zero chance of changing it. He said that his concern is that they received these last Monday and were told that if they do not approve these maps, then the City could lose flood insurance, and homeowners need that flood insurance. The changes have to go in this week, and if any amendments are made, then the Federal Emergency Management Agency (FEMA) could come back to them and say this is not what they agreed upon. He said that he does not fault Jason Larrison, the new director of the Department of Code Enforcement (DCE), for getting these at the last minute, because Mr. Larrison is new to his position, but this has been poor project management. He said that he was not aware that this would be the last opportunity for the public to talk about these ordinance changes. He said that while he has no issue with the change in the administrative fee, he does have concerns about approving it without the public having any say in it, since it was a last-minute amendment. He said that Mr. Larrison has committed to him that he will not apply that fee as long as the Council recommends, which for his comfort would be at least a month. He said that this is not the normal public process, and he hopes that this fee will indeed not be charged until the public is educated and understands it. However, if they were to remove it this evening, it would have to go back to FEMA and the Metropolitan Development Commission (MDC) for approval again, and homeowners would suffer without insurance coverage in the meantime.

Councillor Pfisterer said that even though she supports the proposal, she does not believe one member of this body would say this was handled in the proper, normal process. She said that she wants it to be made clear that the Council is basically being held hostage by FEMA, because, in addition to homeowners losing flood insurance, the County would also lose emergency assistance if this is not passed in a timely manner.

Councillor Sandlin asked if Mr. Larrison can explain why they are here in this unusual circumstance, so that the public has a better understanding and can grasp the importance and necessity of this action. Mr. Larrison said that in 2005, re-mapping began in all of Marion County. This mapping ensures that federal assistance is available to those with federally backed mortgages to compensate for flood damage in case of a flood. FEMA updates those maps and maintains them, but they require the local body to adopt any amendments to these maps, as well as language within the zoning ordinances regarding construction in flood zones. The revised maps were received in 2014, and were published in the Indianapolis Star to make the County aware. Public meetings were held in June and July of 2014, at which over 400 people were in attendance. There was then a period allowed for the property owner appeal process. In 2015 the final determination letter was received from FEMA, requiring the City to adopt it by April 19, 2016. FEMA and the Department of Natural Resources (DNR) approved the final language on February 22, 2016, and the MDC had to approve it once that took place, which they did on March 16, 2016. The maps were then presented to the Metropolitan and Economic Development Committee on April 14, 2016, even though it was not yet in proposal form. He said that they were informed by FEMA that it would be too late if they introduced it tonight and then waited until May for action, which is why they heard it early in committee and are asking for a vote tonight.

Councillor McHenry said that she agrees with Councillors Miller and Pfisterer, and she questions how many houses may have been sold since this was communicated in December, 2014. She said that this was a year and a half ago, and new owners may not all be aware. She asked if owners do not have a mortgage, if they will still get a letter. Mr. Larrison said that all parcels impacted in the flood plain have received notification, regardless of whether or not they have a mortgage. Councillor McHenry asked where the public meetings were held. Mr. Larrison said that he is not for sure, but believes there were three, and one was held on the west side of town, one out east at the Community Life Center on East Washington Street, and one somewhere north. Councillor McHenry said that the locations of these meetings may not have been in areas where citizens would feel the most impact, as it seems nothing was held on the south side of town. She said that while constituents seem to be duly notified, a lot can happen in a year and a half, and she hopes they will not have to come back and do this again. She said that this process concerns her and she is not thrilled with it, but she will support the proposal.

Councillor Freeman said that it is one thing to have FEMA put a gun to their head to do this, but there are things in the ordinance that have been added by the staff, such as the fee, and he cannot support that. He said that they should address the federal government requirements in one ordinance and then the fees should be a stand-alone ordinance to go to committee for an adequate public hearing. He asked why items are included in this ordinance that are not mandated by FEMA. Mr. Larrison said that he was not a part of the drafting as he has only been in position for a little over a month. He added that he would not have added that language if he had been a part of it, and he agrees with Councillor Freeman. He said, however, that the current language before the Council this evening has been approved by FEMA, and by eliminating part of it or revising it tonight, they would put themselves at risk of FEMA not approving the ordinance. He said that if there is anything in the ordinance the Council wishes for him to review, he will be happy to refrain from imposing any aspects of the ordinance until the Council determines how they should

be handled. Councillor Freeman said that he is not blaming Mr. Larrison, and he should be offended that he is being asked to defend this action, but they were notified of this action five days ago, and have to go through with it. He said that he has concerns that the staff that drafted this legislation is not doing right by the City.

Councillor Adamson said that it is his understanding that the fee is not imposed on everyone, and it is only imposed if the staff has to go back and correct mistakes the second time around.

Councillor Miller said that he does not think the fee makes sense. He said that he does not blame the current directors, but this was not handled well by staff and is not fair to the public.

Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 154, 2016 was adopted on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
2 NAYS: Freeman, McHenry

Proposal No. 154, 2016 was retitled GENERAL ORDINANCE NO. 11, 2016, and reads as follows:

PROPOSAL NOS. 166-167, 2016. Introduced by Councillor Osili. Proposal No. 166-167, 2016 are proposals for Rezoning Ordinances certified by the Metropolitan Development Commission on March 24, 2016. The President called for any motions for public hearings on any of those zoning maps changes. There being no motions for public hearings, the proposed ordinances, pursuant to IC 36-7-4-608, took effect as if adopted by the City-County Council, were retitled for identification as REZONING ORDINANCE NOS. 30-31, 2016, the original copies of which ordinances are on file with the Metropolitan Development Commission, which were certified as follows:

REZONING ORDINANE NO. 30, 2016.
2016-ZON-110 (amended)
4560 AND 4610 EAST 62ND STREET (APPROXIMATE ADDRESS)
WASHINGTON TOWNSHIP, CD #3
MOEISH AND TANNA PATEL, by David Gilman
Rezoning of 3.43 acres from the D-A district to the C-1 classification to provide for a daycare.

REZONING ORDINANE NO. 31, 2016.
2015-ZON-111
8770 GUION ROAD (APPROXIMATE ADDRESS)
PIKE TOWNSHIP, COUNCIL DISTRICT #1
FORTUNE PARK ASSOCIATES BUILDING 9 LIMITED PARTNERSHIP, by David Kingen and Justin Kingen
Rezoning of 3.42 acres from the C-S district to the C-S classification to provide for adult day care uses in addition to the uses approved by 82-Z-61.

SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 136, 2016. Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 136, 2016 on April 4, 2016. The proposal, sponsored by Councillor Osili, appropriates \$590,434 in the 2016 Budget of the Department of Metropolitan Development (Federal Grants, Transportation General and Local Road & Street

Funds) due to carryover prior year transportation-related grant funds not spent but still available, with local match. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:19 p.m.

Larry Vaughn, citizen, said that it is a bad situation when the City depends on grants for operations.

There being no further testimony, Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 136, 2016 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 NAYS:

Proposal No. 136, 2016 was retitled FISCAL ORDINANCE NO. 6, 2016, and reads as follows:

PROPOSAL NO. 143, 2016. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 143, 2016 on March 23, 2016. The proposal, sponsored by Councillor Robinson, approves a transfer of \$210,000 and additional appropriation of \$1,100,000 in the 2016 Budget of the Marion County Community Corrections (State Grants and Work Release Funds) to cover personnel and contractual services, funded by a permanent addition to the annual base grant award from the Indiana Department of Corrections. By a 10-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Jackson asked if the \$1.1 million covers several contracts or just one. Aaron Atwell, Deputy Controller, Office of Finance and Management (OFM), said that only \$326,000 goes toward contracts, and those contracts are to run the facilities, provide security, food services, etc.

Councillor Adamson asked if these will all go toward work release facilities or other criminal justice facilities. Mr. Atwell said that they are all work release facilities. Councillor Adamson said that there are many of these facilities in his district, and they lack funds to transport residents to their places of employment, so he supports the proposal.

Councillor Jackson asked if these are contracts already in play or if they are new contracts and what percentage of them are minorities. Mr. Atwell said that he cannot speak to the minority percentages, but he can find that information. The funding covers the base grant contracts. Councillor Jackson said that she is amazed no one ever seems to know the percentage of minority involvement when the City goes to spend money on contracts.

Councillor Sandlin asked if there are goals already currently set for contracts. Mr. Atwell said that this is ongoing Department of Corrections (DOC) money, and they are funding to the base level. Councillor Sandlin said that he understood that the City operates with goals of minority/women/veterans and disabled percentage participation. He asked if these contracts fall under those participation percentages. Bart Brown, Council Chief Financial Officer (CFO), said that he does not know that answer. Councillor Sandlin said that this would be good for the entire Council to know.

Councillor Gray asked how long Mr. Atwell has been in this position that he does not understand that they need to be better prepared when coming before the Council and anticipate the information they need to know to make a decision. Mr. Atwell agreed and said that they will strive to do better.

The President called for public testimony at 8:26 p.m.

Mr. Vaughn said that if the Council passes Proposal No. 112, 2016 this evening, that legislation will take away all their oversight of public safety, so this conversation regarding contracts will no longer take place in this chamber.

Pastor Mel Jackson, Christian Missionary Baptist Church, said that he is appalled that a professional would come forth and make no concessions for people against the wall as it is; people in and out of prison. He said that these proposals affect the quality of life for families and feed the rise of crime. More consideration needs to be given to the human aspect of these proposals, instead of just casually saying they do not have that information. He asked them to be more aware of the humanity involved in their decisions.

Councillor Robinson moved, seconded by Councillor Adamson, for adoption. Proposal No. 143, 2015 was adopted on the following roll call vote; viz:

25 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Oliver, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
0 NAYS:

Councillor Miller said that he hopes they can get the information that was requested.

Proposal No. 143, 2016 was retitled FISCAL ORDINANCE NO. 7, 2016, and reads as follows:

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 35, 2016. Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 35, 2016 on February 22, 2016. It was then postponed in Council on February 29, 2016 and received an indecisive vote on March 21, 2016. The proposal, sponsored by Councillors Osili and Lewis, reappoints Adam Kirsch to the Metropolitan Development Commission. By a 4-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Miller said that this is the third time this proposal has been heard, and he will not repeat his reasons for opposition as he has stated all of those times. However, he would encourage his colleagues that if they truly feel this individual best represents Mayor Hogsett's and this Council's vision for neighborhood revitalization, then they should vote for it. If it does not, then they should oppose the proposal. He said that people watch what they do as a Council and they trust them to put the right people on these very important commissions.

Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 35, 2016 was adopted on the following roll call vote; viz:

13 YEAS: Adamson, Clay, Evans, Gray, Jackson, Johnson, Lewis, Mascari, Oliver, Osili, Ray, Robinson, Simpson

12 NAYS: Coats, Cordi, Fanning, Freeman, Holliday, Kreider, McHenry, McQuillen, Miller, Pfisterer, Sandlin, Scales

Proposal No. 35, 2016 was retitled COUNCIL RESOLUTION NO. 73, 2016, and reads as follows:

PROPOSAL NO. 83, 2016. Councillor Robinson reported that the Public Safety and Criminal Justice Committee heard Proposal No. 83, 2016 on February 17, 2016. The proposal received two subsequent indecisive votes in Council on February 29 and March 21, 2016. The proposal, sponsored by Councillor Clay, amends Chapter 279 of the Code with respect to merit board member selection and the hiring, promoting and disciplining of police officers. By a 6-4 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Sandlin stated that there was extensive discussion at the October Public Safety and Criminal Justice Committee, and Public Safety Director David Wantz was present at that meeting and did not support the proposal. He said that he had a long career in Indianapolis and worked under the consent decree, and he believes this was a great tool. He worked with a lot of officers of many different ethnicities, and he thinks the department needs that diversity. However, with this proposal, he believes they are at risk of eliminating the opportunity to have a diverse workforce and could actually void the system they are operating under by State statute by making these types of changes. He said that they are mandated under the State system down to the list of hires, but this provides no opportunity with the 80/20 rule incorporated by the merit board and puts the system at risk. He said that he cannot support the proposal.

Councillor Clay said that this proposal is comprehensive and provides greater efficiency and opportunity for Indianapolis Metropolitan Police Department (IMPD) officers. He said that it is critical that they stand as a party and caucus to support this action, and not just a portion of it. He said that this has been around since 2011, and was introduced first by former Councillor Vernon Brown, and then Councillor Gray. He said that it provides greater transparency. One problem this proposal seeks to address is with people who have turned an appointment into a career. This would implement tenure on terms, with four-year terms not to exceed two terms. Those individuals could come back and serve, but after sitting out at least one term. He said that this would not be dictating a person, but a policy and is well within their purview. He said that he hopes his colleagues can come to the realization that this proposal is comprehensive and that they would not try to dissect it to go in the wrong direction.

Councillor Evans made the following motion:

Madam President:

I respectfully move to amend Proposal No. 83, 2016, by the substitution of the following language for that which appears in the Proposal.

CITY-COUNTY GENERAL ORDINANCE NO. , 2016

PROPOSAL FOR A GENERAL ORDINANCE to amend Chapter 279 of the Revised Code of the Consolidated City and County respecting the hiring of police officers.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 279-234 of the "Revised Code of the Consolidated City and County," regarding the Indianapolis Metropolitan Police Department Merit System hereby is amended by the deletion of the language that is stricken-through, and by the addition of the language that is underscored, to read as follows:

Sec. 279-234. - Classification of ranks, grades and positions; appointment of members.

(a) The board shall establish a classification of ranks, grades, and positions for members of the Indianapolis Metropolitan Police Department. For each rank, grade, and position, the chief, with the approval of the board, shall:

- (1) Set reasonable standards of qualifications; and
- (2) Fix the prerequisites of training, education, and experience.

(b) An individual may not be appointed or reappointed as a member of the department after December 31, 2006, unless the individual:

- (1) Is less than thirty-six (36) years of age; and
 - (2) Passes:
 - a. The aptitude, physical agility, and physical examination required by the local board; and
- b. The statewide baseline standards required by IC 36-8-8-19; however, this subsection does not apply to an individual who becomes a member of the department under [section 279-103](#) of this chapter.

(c) The chief, with the approval of the board, shall devise and administer examinations designed to test applicants for the qualifications required for the respective ranks, grades, or positions. After these examinations, the chief and the board shall jointly prepare a list naming only those applicants who, in the opinion of both the chief and the board, best meet the prescribed standards and prerequisites. The chief only appoints members of the department from among the persons whose names appear on this list. The chief, with the approval of the board, shall appoint as recruit trainees such applicant or applicants as are necessary to fill any vacancies that exist in the Indianapolis Metropolitan Police Department. Eighty (80) percent of such vacancies to be appointed at one time by the chief shall be filled by taking the applicant having the highest score on the final eligibility list and proceeding down the list in order. The chief shall fill the remaining twenty (20) percent of the vacancies by selecting any person remaining on the final eligibility list, provided that the person resides within the department's service districts. All members appointed to the department under this chapter are on probation until after one (1) year of active duty from the date of the completion of the Field Training Officer Program. Active duty is defined as the time the probationary officer is assigned to perform the full duties and responsibilities required of members of the department, but does not include leave time due to illness, military leave, suspension from work or limited duty status, as these terms are defined by the general orders of the department.

(d) The chief, in his or her sole discretion, may:

- (1) Establish a temporary administrative rank or position within the department; and
- (2) Appoint to and remove from a temporary administrative rank or position a member of the department who meets the requirements in subsection (e) of this section.

(e) Except as provided by sections [279-103](#) and [279-104](#) of this chapter, a member who has served as a member of the department at least five (5) years before the appointment and holds the merit rank of at least lieutenant is eligible for appointment to a temporary administrative rank or position described in subsection (d) of this section. A member retains the rank, grade, or position awarded under subsection (c) of this section while serving in a temporary administrative rank or position. A temporary administrative rank or position established under subsection (d) of this section does not diminish or reduce the number and classifications of the existing merit ranks within the department. Subsection (d) of this section and this subsection may not be construed to limit, modify, annul, or otherwise affect a collective bargaining agreement.

SECTION 2. The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provision or provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or

provisions, be given the effect intended by the Council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the Council and compliance with Ind. Code § 36-3-4-14.

Councillor Kreider seconded the motion.

Councillor Robinson asked what this does. Councillor Evans said that this strikes everything except for the 80/20 rule, and actually makes that a rule by putting it into the ordinance if it is passed, instead of just a practice.

Councillor Clay said that this is nothing more than an attempt to purge themselves of the appearance of supporting diversity and is much like an expired NAACP (National Association for the Advancement of Colored People) card.

Councillor Jackson said that she does not support the motion to amend. She said that this is about control and power, and there is no money attached to this proposal. She said that it is funny how this body talks about laws and government and legislation in Indiana, the good ol' boys state, where the governor reverses the Roe vs. Wade decision. She said that members say they care about diversity, but they just passed a \$1.1 million appropriation where no one could tell her the percentage of minority participation. She said that the same people have been serving on this board for years, and continue with the same process. She said that she has tried to support the recruit classes and attend graduation ceremonies, but she cannot support these anymore.

Councillor Simpson said that when he came on this Council, there was a shortfall of police officers. The 80/20 rule was taken out, and taxes were raised to get more police officers, with a promise that minorities would be a goal of the recruitment class. Last year, he asked how many out of 300 officers were minorities, and the answer was 30. He said that he felt betrayed and lied to, and the citizens whose taxes were raised were lied to. He said that 80/20 is a smokescreen, and this proposal is trying to bring common sense to the equation to make sure the merit board works. He said that outside of this building, all boards work on a term limit basis. He said that the merit law needs to be changed to better reflect this community and he asked colleagues to support Proposal No. 83, 2016 as it is.

Councillor Oliver said that this subject has been discussed for quite some time. When then DPS director Troy Riggs came for confirmation in 2013, he admitted that it was a broken system with IMPD, structurally set to produce the outcome there is today. He said that many have been dissatisfied with the outcome in terms of recruitment and the merit board. They have reverted back to the data and statistics of 1978 when the police department was corrupt and a black officer could not arrest a white citizen in this City. He said that Proposal No. 83, 2016 will change how IMPD operates and will move them forward, while this amendment seeks to move them backward. He said that the system is broken, and they need to make this a progressive City.

Councillor Kreider said that he supports the amendment, which recognizes the 80/20 rule, which is already done in practice, and actually solidifies it in ordinance form. He said that the amendment eliminates his concerns regarding conflicts with the existing State law that have been previously discussed.

Councillor Scales said that the composition of this current merit board is more diverse than it has ever been, with an Indian, Asian female, black female, black male, and white female all serving. She said that it is very diverse, and she is not sure how people can say decisions are not being

made with due consideration. With this proposal as introduced, any officer charged with violating some kind of department policy that goes before the merit board, if the vote comes down to a tie, the chief of police makes the deciding vote. That is like having a prosecutor in a criminal trial determining if the offender is guilty in the case of a hung jury. She said that this feature alone is one reason she cannot support the proposal as introduced. She said that the merit board is currently a good board, with a lot of institutional knowledge and experience, as well as diversity.

Councillor Robinson said that, as the chair of the Public Safety and Criminal Justice Committee, he has received a lot of feedback, from the police chief, members of IMPD, the Mayor's office, the Fraternal Order of Police (FOP), and caucus members from both sides of the aisle. He said that the one consistent part of this proposal everyone favors is the 80/20 rule, therefore, he will support the motion to amend.

Councillor Gray said that they have had the 80/20 rule for years, and there is really no reason for debate on that. He said that they need to instead debate on all the things that are needed to make the 80/20 rule work. Without the support needed to make it work, this City will not make any progress. He said that the Mayor has said that public safety is number one, but he has not made it clear that he supports this initiative, and without his support, he cannot support the Mayor.

Councillor Clay said that this amendment walks away with 85% of a comprehensive document to make the police department more reflective of the community it serves. It provides an opportunity to make equity, equality and diversity become the center to this City's growth and success. During slavery, everyone had a job, but not everyone truly had a job. He said that to move forward, Proposal No. 83, 2016 needs to stay as it is.

Councillor Evans said that this has been on the agenda for several meetings without resolution. An effort was made to compromise, but the proponents would not even move a little on some of the smallest issues, and now, others are finding it hard to support it. He said that if the 80/20 rule is pulled out of Proposal No. 83, 2016, it changes absolutely nothing. He said that 80/20 is at the heart of it, and he would ask the caucus to support his amendment.

Councillor Jackson said that her good ol' boys reference was to the system, and while the current board is diverse, the people controlling it are not! She said that one example is with the case of officer David Bisard, and how the system protected him, then he was arrested twice more on Driving Under the Influence (DUI) charges. She said that either this board, or the people behind the board, covered it up.

Councillor Robinson said that he is concerned that they are invoking the issue of race far too often, to the point that when it is really needed, it cannot be applied. He said that three of the seven members of the board are African American, and one more would make them an actual majority. He said that everyone on both sides of the political aisle supports the 80/20 rule, and these other aspects can be worked on later down the road.

Councillor Freeman said that he takes absolute pride in anyone who would serve the community in this way and strap on a badge and gun for the amount this City is paying them. He said that his heart is full of gratitude to all of them: white, black, man, woman, gay, straight, etc. He said that this conversation has gone down in a very unproductive way. The Council voted to raise taxes to put more men and women on the street, because they need more officers. While he agrees that the force should look like the community they police and diversity is critically important; he hopes his children will judge people more on the content of their character and not on the color of

their skin. When a police officer is needed at his house, it does not matter to him what color skin they have, their race, or their gender.

Councillor McQuillen moved, seconded by Councillor Fanning, to call the question and end debate. Debate was ended on the following roll call vote; viz:

23 YEAS: Adamson, Clay, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Jackson, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Osili, Pfisterer, Ray, Robinson, Scales, Simpson
2 NAYS: Oliver, Sandlin

The motion to amend carried on the following roll call vote; viz:

15 YEAS: Coats, Cordi, Evans, Fanning, Holliday, Johnson, Kreider, Lewis, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Scales
10 NAYS: Adamson, Clay, Freeman, Gray, Jackson, Mascari, Oliver, Osili, Sandlin, Simpson

Councillor Adamson said that Proposal No. 83, 2016 was imperfect as introduced, but it is also imperfect as amended. He said that if a compromise could have been reached, he might have been able to support it.

Councillor Oliver said that he takes offense of being accused publicly of bringing race into something where it has not place, because this definitely is a matter of race.

Councillor Robinson moved, seconded by Councillor Evans, for adoption, as amended. Proposal No. 83, 2016, as amended, was adopted on the following roll call vote; viz:

15 YEAS: Coats, Cordi, Evans, Fanning, Holliday, Johnson, Kreider, Lewis, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Scales
10 NAYS: Adamson, Clay, Freeman, Gray, Jackson, Mascari, Oliver, Osili, Sandlin, Simpson

Proposal No. 83, 2016, as amended, was retitled GENERAL ORDINANCE NO. 12, 2016, and reads as follows:

SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 112, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 112, 2016 on March 29, 2016. The proposal, sponsored by Councillors Lewis and Robinson, amends the Code to restructure the department of public safety to allow the mayor to directly oversee IMPD and IFD, to create the office of public health and safety, and to recodify the office of citizen's police complaints and the animal care and control division. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Adamson made the following friendly amendment motion:

Madam President

I move to amend Section 32 of Proposal No. 112, 2016, specifically Sec. 226-511 (a) on page 44 of the proposal, by deleting the language that is stricken through, to read as follows:

Sec. 226-511. Division established; powers and duties.

(a) The division of animal care and control is established within the department of code enforcement, the division shall be managed by a deputy director who is appointed by the director, in consultation with the mayor. ~~The deputy director may be a sworn IMPD officer detailed to the division.~~

(b) The division shall have the powers and duties to operate the city's animal shelter and to enforce provisions of statutes and ordinances relating to the care, treatment and control of animals, or as may be assigned by the mayor, including but not limited to enforcement of Chapter 531, regarding Animals.

Councillor Adamson said that Chief Riggs convened efficiency teams during this transition, and he was fortunate to be a part of one of those teams. He said that the Animal Care and Control Division (ACC) has had 13 directors in seven years. While the director could be a veterinarian, he does not think they should be the veterinarian for ACC, as both jobs are demanding. The director position is highly demanding, as is the job of an active duty police officer, and splitting time and energy of one person between two jobs is a disservice.

Councillor Robinson seconded the motion, and Proposal No. 112, 2016 was amended on the following roll call vote; viz:

17 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Holliday, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Scales
2 NAYS: Freeman, Sandlin
6 NOT VOTING: Clay, Gray, Jackson, Oliver, Osili, Simpson

Councillor McHenry made the following motion:

Madam President

I move to amend Proposal No. 112, 2016, as amended, by deleting Section 14 in its entirety.

General Counsel Fred Biesecker said that this has to do with firearms, and asked if as opposed to deleting Sec. 451-2 of the Code, the intent is just to delete it from the proposal which in effect means it is not repealed. Councillor McHenry said that this is correct, and it will stay in the Code, and this proposal simply will not repeal it.

Councillor Miller asked about the impact of leaving the vernacular in this section for a role that does not exist anymore. Mr. Biesecker said that a few years ago, there was controversy with this section about what constituted the Police Special Service District (PSSD), as it was essentially expanded to cover the entire county. This just changes the public safety director to the chief of IMPD; however, it is likely that there will be a follow-up bill introduced at the next session to clean up some other things that are not in Proposal No. 112, 2016 at this time, so it makes sense to clean that up also in that follow-up legislation.

Councillor Robinson asked Tim Moriarty, special counsel to the Mayor, for his input on this amendment. Mr. Moriarty said that he has not had a chance to look at it, but he feels it will be a technical change and he has no objection to it.

Councillor Adamson said that this simply strikes out the director of DPS and inserts the chief of IMPD, and asked why it needs to be deleted. Councillor McHenry said that if they read through it, it talks about discharging any weapon inside the PSSD. At that time, PSSD was Center Township, but now IMPD covers all of Marion County, and this would impact all firing ranges and clubs throughout Marion County, and could potentially put them out of business. Councillor

Adamson said that he does not see anything regarding the discharge of weapons. Councillor McHenry said that sub-object (a) refers to “any use other than protection of life.”

Councillor Biesecker said that this section of the Code was originally passed in the 1970s when the old city limits were referred to as the PSSD. He said that since that time, PSSD has expanded to the entire County. By re-adopting this language now, they are getting into an issue they do not need to get into. Since there will be a follow-up bill introduced at the May 9, 2016 meeting, he would recommend they go ahead and take this out, and then discuss it and address it in the follow-up proposal. He said that it would not delete the section from the Code, but would just take it out of this proposal.

Councillor Coats agreed and seconded the motion. He said that there are still some rural parts of Marion County with livestock, and guns are used to protect livestock sometimes from prey. He said that the re-definition of the PSSD might prevent a property owner from protecting his livestock.

The motion to amend carried on the following roll call vote; viz:

18 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Freeman, Holliday, Johnson, Kreider, Lewis, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Sandlin, Scales
6 NAYS: Clay, Gray, Jackson, Mascari, Oliver, Simpson
1 NOT VOTING: Osili

Councillor Sandlin said that while he appreciates the time Mr. Moriarty spent with him and the presentations made in the various committees, he still has some concerns about this proposal. He said that with the level of reorganization they are looking at, he expected to see a much broader business-type plan, with a lot of parts and pieces. There has been no evidence that shows this will be effective, and although they are projecting \$600,000 in cost savings, he does not believe that will be the case and actually believes this reorganization will cost more. He said that they need to fund \$550,000 more in IMPD according to last year’s budget, and they will have the added cost of setting up a new organizational structure, with information technology services, stationery, and other administrative costs. He said that he has not seen enough depth in the background findings to support this proposal.

Councillor Miller applauded Mayor Hogsett for this proposal, and said that this definitely shows that public safety is his first priority. He said that he has received nothing but support for this measure from his e-mail list, and feels it is an important direction for the City.

Councillor Simpson said that Councillor Jackson brought up the subject of accountability in committee, and with the passage of a new structure for the Office of Audit and Performance (OAP), he pledged to bring forth a proposal to audit and review the performance of this new structure for at least the first two years to make sure it has performed the way it was intended and to discover if it has been successful.

Councillor Johnson moved, seconded by Councillor Adamson, for adoption. Proposal No. 112, 2016 was adopted on the following roll call vote; viz:

17 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Holliday, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Scales
7 NAYS: Clay, Freeman, Gray, Jackson, Oliver, Sandlin, Simpson
1 NOT VOTING: Osili

April 11, 2016

Proposal No. 112, 2016 was retitled GENERAL ORDINANCE NO. 13, 2016, and reads as follows:

PROPOSAL NO. 133, 2016. Councillor Simpson reported that the Administration and Finance Committee heard Proposal No. 133, 2016 on March 22, 2016. The proposal, sponsored by Councillors Robinson and Pfisterer, determines the need to lease certain space at 700 N. High School Road for use as a fire training facility by the Indianapolis Fire Department. By an 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Freeman said that he hopes they can save the firehouse in his district, and he hopes that elimination is not a done deal.

Councillor Simpson moved, seconded by Councillor Pfisterer, for adoption. Proposal No. 133, 2016 was adopted on the following roll call vote; viz:

20 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Freeman, Holliday, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
4 NAYS: Clay, Gray, Jackson, Oliver
1 NOT VOTING: Osili

Proposal No. 133, 2016 was retitled SPECIAL RESOLUTION NO. 15, 2016, and reads as follows:

PROPOSAL NO. 135, 2016. Councillor Osili reported that the Metropolitan and Economic Development Committee heard Proposal No. 135, 2016 on April 4, 2016. The proposal, sponsored by Councillor Adamson, approves the 2016 Budget of the Woodruff Place Economic Improvement District. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Sandlin said that this is a great idea, and he hopes other areas will use this as a model and do the same. Councillor Adamson agreed and said that these residents were willing to take on an additional tax to accomplish things for their neighborhood, with a 90% approval rating among residents and business owners.

Councillor Osili moved, seconded by Councillor Adamson, for adoption. Proposal No. 135, 2016 was adopted on the following roll call vote; viz:

22 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Freeman, Gray, Holliday, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales, Simpson
3 NAYS: Clay, Jackson, Oliver

Proposal No. 135, 2016 was retitled FISCAL ORDINANCE NO. 8, 2016, and reads as follows:

PROPOSAL NO. 146, 2016. Councillor Johnson reported that the Rules and Public Policy Committee heard Proposal No. 146, 2016 on March 29, 2016. The proposal, sponsored by

Councillors Robinson and Johnson, amends Chapters 293 and 909 of the Code regarding ethics and lobbying activity to enhance integrity, transparency and accountability with respect to city and county employment, post-employment business relationships, contracting and lobbying activities; and to strengthen the regulation of lobbyist activity and tighten city-county ethics policies. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Miller thanked Councillors Johnson and Robinson for their leadership and efforts with this initiative.

Councillor Jackson said that this does not clear up anything with regard to contracts and she would have liked to have seen that included.

Councillor Johnson said that he appreciates the comments, and from his perspective, he hopes this will be a prologue and not the conclusion of their efforts. He said that the goal is to be more transparent and he encouraged others to pursue ways to accomplish that by adding to this.

Councillor Johnson moved, seconded by Councillor Miller, for adoption. Proposal No. 146, 2016 was adopted on the following roll call vote; viz:

18 YEAS: Adamson, Coats, Cordi, Evans, Fanning, Johnson, Kreider, Lewis, Mascari, McHenry, McQuillen, Miller, Osili, Pfisterer, Ray, Robinson, Sandlin, Scales
7 NAYS: Clay, Freeman, Gray, Holliday, Jackson, Oliver, Simpson

Councillor Freeman asked for consent to explain his vote. Consent was given. Councillor Freeman said that he has no issue with the intent, but Sec. 293-103 indicates “unless otherwise specifically stated herein,” and is opening a can of worms by regulating others’ actions, but not the Council.

Proposal No. 146, 2016 was retitled GENERAL ORDINANCE NO. 14, 2016, and reads as follows:

NEW BUSINESS

Councillor McHenry thanked all those who have taken part in the neighborhood clean-ups that have been organized over the last couple of months. She said that this can certainly be on-going and she encouraged people to all do their part to keep Indianapolis clean.

Councillor Pfisterer invited everyone to her annual Job Fair on April 19, 2016 from 10:00 a.m. to 2:00 p.m. at the Lakeview Church, 47 Beechway Drive. She said that they have almost 70 companies that will be represented and are the third largest job fair in the region. She said that there is a wide spectrum of jobs from entry level to executive. She thanked those who helped make the job fair a reality.

April 11, 2016

ANNOUNCEMENTS AND ADJOURNMENT

The President said that the docketed agenda for this meeting of the Council having been completed, the Chair would entertain motions for adjournment.

Councillor McQuillen stated that he had been asked to offer the following motion for adjournment by:

- (1) All Councillors in memory of Brian Sanford; and
- (2) Councillors McQuillen and Cordi in memory of Max Moser; and
- (3) Councillors Miller and Pfisterer in memory of Ernest "Leo" Kenley; and
- (4) Councillor Lewis in memory of Sgt. Robert "Blackie" Blackwell and C. Denise Petty;
- (5) Councillor Fanning in memory of Paul Hayes and Todd DeGross; and
- (6) Councillor Pfisterer in memory of Stephen Beckley; and
- (7) Councillors Pfisterer and Sandlin in memory of Raymond Walton, Michael Horn, Theodore Hickman, Melvin Soots, Raymond Hurt, Michael Rene, David Trent and Paul Lombardo;
- (8) Councillor Jackson in memory of Angela Glover; and
- (9) Councillor Sandlin in memory of Charles Ray "Charlie" Mercer, Sr.

Councillor McQuillen moved the adjournment of this meeting of the Indianapolis City-County Council in recognition of and respect for the life and contributions of By All Councillors in memory of Brian Sanford. Max Moser, Ernest "Leo" Kenley, Sgt. Robert "Blackie" Blackwell, C. Denise Petty, Paul Hayes, Todd DeGross, Stephen Beckley, Raymond Walton, Michael Horn, Theodore Hickman, Melvin Soots, Raymond Hurt, Michael Rene, David Trent, Paul Lombardo, Angela Glover, Charles Ray "Charlie" Mercer and Sr. He respectfully asked the support of fellow Councillors. He further requested that the motion be made a part of the permanent records of this body and that a letter bearing the Council seal and the signature of the President be sent to the families advising of this action.

There being no further business, and upon motion duly made and seconded, the meeting adjourned at 9:54 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 11th day of April, 2016.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.


President

ATTEST:


Clerk of the Council

(SEAL)